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Attorneys for Plaintiffs

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

VISHAL SHAH and CHRISTINE WILEY,
on behalf of themselves, the general public, and
those similarly situated,

Plaintiffs,

v.

MYFITNESSPAL, INC.,

Defendant.

CASE NO.: 5:25-CV-04430-PCP

[Assigned to Hon. P. Casey Pitts]

**STIPULATION TO EXTEND
DEFENDANT MYFITNESSPAL,
INC.'S TIME TO RESPOND TO
PLAINTIFFS' CLASS ACTION
COMPLAINT [L.R. 6-1(A)] AND SET
BRIEFING SCHEDULE AND
~~PROPOSED~~ ORDER**

Initial Response Due: June 26, 2025

New Response Due: July 11, 2025

TO THE HONORABLE COURT:

Pursuant to Fed. R. Civ. P. 6 and this Court's L.R. 6-1(a), Plaintiffs VISHAL SHAH and CHRISTINE WILEY ("Plaintiffs") and Defendant MYFITNESSPAL, INC. ("Defendant") (collectively, the "Parties"), by and through their counsel of record, hereby stipulate and agree as follows ("Stipulation"):

WHEREAS, Plaintiffs filed their Class Action Complaint ("Complaint") against Defendant on May 23, 2025 [Dkt. No. 1] and served Defendants with the Complaint and Summons on June 5, 2025;

WHEREAS, Pursuant to Fed. R. Civ. P. 12(a), Defendant's required response deadline to Plaintiffs' Complaint is twenty-one (21) days after service of the Complaint, or June 26, 2025;

WHEREAS, the Parties have agreed to extend Defendant's deadline to answer or otherwise respond to the Complaint by fifteen (15) days and to the following briefing schedule: Defendant shall have, up to and including July 11, 2025 to file its responsive pleading, including a Motion to Dismiss; Plaintiffs' deadline to file an opposition to Defendant's Motion to Dismiss shall be up to and including August 14, 2025; and Defendant's deadline to file a reply brief in support of its Motion to Dismiss shall be up to and including August 29, 2025.

WHEREAS, pursuant to L.R. 6-1(a), the extension stipulated herein does not alter the date of any event or deadline already fixed by Court order.

IT IS SO STIPULATED.

1 Dated: June 25, 2025

BAKER & HOSTETLER LLP

2 By: /s/ Sean P. Killeen
3 Sean P. Killeen

4 *Attorneys for Defendant*
MYFITNESSPAL, INC.

5 Dated: June 25, 2025

GUTRIDE SAFIER LLP

6
7 By: /s/ Seth A. Safier
8 Seth A. Safier
9 Marie A. McCrary
Todd Kennedy
Kali R. Backer

10 *Attorneys for Plaintiffs*

11
12 **ATTESTATION**

13 I, Sean P. Killeen, attest that all other signatures listed, and on whose behalf the filing is
14 submitted, concur in the filing's content and have authorized the filing.

15 Dated: June 25, 2025

16 /s/ Sean P. Killeen
Sean P. Killeen

BAKER & HOSTETLER LLP
ATTORNEYS AT LAW
SAN FRANCISCO


~~**PROPOSED**~~ **ORDER**

The Court, having reviewed and considered the Stipulation filed by Plaintiffs VISHAL SHAH and CHRISTINE WILEY (“Plaintiffs”) and Defendant MYFITNESSPAL, INC. (“Defendant”) (collectively, the “Parties”) and good cause appearing for granting the relief requested therein, HEREBY ORDERS AS FOLLOWS:

1. The Parties Stipulation is **GRANTED**; and
2. Defendant’s deadline to answer or otherwise respond to the Complaint is extended fifteen (15) days and the following briefing schedule applies: Defendant shall have, up to and including July 11, 2025 to file its responsive pleading, including any Motion to Dismiss; Plaintiffs’ deadline to file an opposition to Defendant’s Motion to Dismiss shall be up to and including August 14, 2025; and Defendant’s deadline to file a reply brief in support of its Motion to Dismiss shall be up to and including August 29, 2025.

IT IS SO ORDERED.

Dated: August 18, 2025


HON. CASEY PITTS
UNITED STATES DISTRICT JUDGE